

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

THOMAS A. DRISCOLL, III,
 Plaintiff,

v.

LINCOLN TECHNICAL INSTITUTE,
et al.,
 Defendants.

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CIVIL NO. 08-CV-2965

ORDER

AND NOW, this 30th day of March, 2010, upon review of Defendant's Motion for Summary Judgment [Doc. No. 41], Plaintiff's Response thereto [Doc. No. 42], Defendant's Sur-Reply in Support of Motion for Summary Judgment [Doc. No. 43], and Plaintiff's Sur-Reply in Opposition [Doc. No. 44], and for the reasons set forth in the attached Memorandum Opinion, it is hereby **ORDERED** that the Motion for Summary Judgment is **GRANTED** as to all claims.

The Clerk of Court is **DIRECTED** to mark this case **CLOSED** for statistical purposes.

It is so **ORDERED**.

BY THE COURT:

/s/ Cynthia M. Rufe

CYNTHIA M. RUFÉ, J.